

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (SJ) No.3210 of 2021**

Arising Out of PS. Case No.-55 Year-2020 Thana- SAHAJITPUR District- Saran

SATISH THAKUR @ THAKUR ABHISHEK RAJ, Son of Dina Nath Thakur  
Resident of Village - Shripur, P.S.- Sahajitpur, District - Saran at Chapra.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

**Appearance :**

For the Appellant/s : Mr.Sandeep Kumar  
For the Respondent/s : Mr.Binay Krishna

**CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR**  
**ORAL ORDER**

2      26-08-2021                      Heard Mr. Sandeep Kumar, learned Advocate  
  
for the appellant and Mr. Binay Krishna, learned Special  
  
Public Prosecutor for the State.

The appellant has challenged the order, dated  
22.02.2021 passed by the learned 1<sup>st</sup> Additional  
Sessions Judge cum Special Judge SC/ST (POA) Act, in  
connection with ABP No. 399 of 2021, arising out of  
Sahajitpur P. S. Case No. 55 of 2020, whereby the  
prayer made on behalf of the appellant for grant of  
anticipatory bail for the offences punishable under  
Sections 341, 323 and 324 of the Indian Penal Code  
and Section 3(i)(x) of the Scheduled Castes and



Scheduled Tribes (Prevention of Atrocities) Act, 1989,  
has been rejected.

The accusation against the appellant is of  
having assaulted and abused the informant.

Though a story has been narrated that because  
of a dispute regarding wages, such an occurrence had  
taken place but the fact of the matter is that the  
informant had taken loan from his employer, namely,  
the appellant, who is a brick-kiln owner and when that  
amount was deducted from the daily-wages, the  
informant has chosen to file this false case.

There is nothing in the accusation which can  
lend credence to the charge under the Scheduled Castes  
and Scheduled Tribes (Prevention of Atrocities) Act,  
1989.

Regard being had to the afore-stated facts, the  
order dated 22.02.2021, passed by the learned 1<sup>st</sup>  
Additional Sessions Judge cum Special Judge SC/ST  
(POA) Act, is set aside.



The appeal stands allowed.

The appellant, above-named, is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 1<sup>st</sup> Additional Sessions Judge cum Special Judge SC/ST (POA) Act in connection with Sahajitpur P. S. Case No. 55 of 2020, subject to the conditions as laid down under Section 438 (2) Cr.P.C.

**(Ashutosh Kumar, J)**

skm/-

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